

REMARKS/ARGUMENTS

In the Office Action, claims 25-37 were rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. 2002/0094833 (Lieshout et al.), U.S. Patent Publication No. 2002/0025820 (Fauconnier et al.) and U.S. Patent Publication No. 2003/0016641 (Terry et al.). Applicants respectfully disagree based on the following.

The present claims provide a mechanism for a drift RNC (DRNC) to user measurements from a serving RNC (SRNC). The Office Action refers to Lieshout et al. at paragraphs 0014-0016 as disclosing this. However, Lieshout does not disclose an SRNC sending user measurements to the DRNC. Paragraph 0014 refers to various user measurements being taken such as received signal strength, signal-to-interference ration, error rates, etc. Paragraph 0015 refers to the controlling radio network node using these factors. Paragraph 0016 refers to the SRNC sending the DRNC power adjustment information. Accordingly, Lieshout discloses sending power adjustment information from the DRNC. By contrast, the present claims refer to sending requested user measurements from the SRNC to the DRNC. Lieshout does not disclose this. A reading of Lieshout indicates that the SRNC utilizes user measurements to derive power adjustments and conveys these adjustments to the DRNC. Accordingly, the measurements are not being sent to the DRNC, but Lieshout only discloses sending an adjustment.

Since Lieshout only discloses sending an adjustment, it also does not disclose that the DRNC request these measurements as referred to in the claims. Also, that these measurements include RSCP and ISCP. Furthermore, as in new claim 38, Lieshout does not disclose the DRNC using such user measurements. Accordingly,

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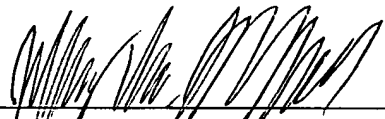
applicants respectfully submit that the claims are allowable.

Reconsideration and entry of this amendment is respectfully requested.

Respectfully submitted,

Rudolf et al.

By



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